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7 **U.S. DISTRICT COURT**
NORTHERN DISTRICT OF CALIFORNIA
8 **SAN JOSE DIVISION**

9 **Eveline Rosenberry,**)
)
10 **Plaintiff,**)
)
11 **National Enterprise Systems, Inc.,**)
12 **Defendants.**)

Case No.: 07-05822 PVT

13
14 **ORDER DENYING DEFENDANT'S REQUEST TO BE EXCUSED FROM MEDIATION**

15 The request to be excused from Mediation by Defendant National Enterprise Systems,
16 Inc. is DENIED, since it does not comply with ADR LR 6-9 in that the request: 1) was not
17 timely filed, 2) not timely served, and 3) fails to demonstrate an unjustifiable hardship.

18 ~~The Court notes Defendant's insurance representative has not filed any request to be~~
19 ~~excused, and thus has not been excused. Defendant is reminded of its obligations relating to~~
20 ~~insurance representative's participation under ADR LR 6-9(c).~~

21
22 Plaintiff shall serve a copy of this Order on Defendants, the Mediator and the ADR Unit,
23 via fax.

24 Dated: 4/30/08

Wayne D. Brazil
25 ADR Magistrate Judge Brazil